UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

OHIO PUBLIC EMPLOYEES RETIREMENT SYSTEM, et al.,)	Case No.: 4:12-cv-01837
	Plaintiffs,)	
v.)	
BP p.l.c., et al.,)	
	Defendants.)	
		<u></u>	
In re BP p.l.c. Securities Litigation)	MDL No. 2185
		<u></u>	Hon. Keith P. Ellison

STIPULATION AND ORDER RE: DEFENDANTS' RESPONSE TO COMPLAINT

Plaintiffs and Defendants, through their respective counsel, agree and stipulate as follows:

- 1. On April 19, 2012, Plaintiffs filed the Complaint for Common Law Fraud and Violations of Ohio Securities Law (the "Complaint").
- On May 22, 2012, Defendants filed a Notice of Removal to the United States
 District Court for the Northern District of Ohio from the Court of Common Pleas, Cuyahoga
 County.
- 3. On June 20, 2012, the Judicial Panel on Multidistrict Litigation transferred this action to this Court as part of MDL 2185.
- 4. On June 21, 2012, Plaintiffs filed a motion to remand this action to state court (Doc. 384).

- 5. The parties hereby stipulate that Defendants shall have thirty (30) days from the entry of a decision on Plaintiffs' motion to remand within which to answer, respond or otherwise move against the Complaint, whether such responsive pleading is filed in state or federal court.
- 6. The filing of this stipulation in this Court is without prejudice to Plaintiffs' position that this case should proceed in state court and by entering into this stipulation, Plaintiffs are not consenting to federal jurisdiction. This stipulation is also without prejudice to Defendants' position that this matter should remain in federal court. This stipulation is also without prejudice to all parties' claims and/or defenses, including but not limited to lack of personal jurisdiction.

Dated: June 29, 2012

STIPULATED AND AGREED:

s/Brian P. Muething

Gregory M. Utter
gmutter@kmklaw.com
Paul V. Muething
pmuething@kmklaw.com
Brian P. Muething
(pro hac vice)
bmuething@kmklaw.com
W. Jeffrey Sefton
jsefton@kmklaw.com
KEATING MUETHING & KLEKAMP PLL

Cincinnati, OH 45202 Phone: 513-579-6400

One East Fourth Street, Ste. 1400

Fax: 513-579-6457

s/Thomas W. Taylor

Thomas W. Taylor S.D. Bar No. 3906 Texas State Bar No. 19723875 ANDREWS KURTH LLP 600 Travis, Suite 4200 Houston, Texas 77002

Tel: (713) 220-4200 Fax: (713) 220-4285

Email: ttaylor@andrewskurth.com

J. Pierre Tismo, Esq.

DYER, GAROFALO, MANN & SCHULTZ

131 N. Ludlow St., Suite 1400

Dayton, OH 45402

Phone: (937) 223-8888 Toll Free: (800) 223-8897

Fax: (937) 824-8630

Attorneys for Plaintiffs

Glen DeValerio

Kristin J. Moody

Steven J. Buttacavoli

BERMAN DEVALERIO

One Liberty Square

Boston, MA 02109

Phone: (617) 542-8300

Fax: (617) 542-1194

Jeffrey C. Block

Jason M. Leviton

Whitney E. Street

Mark A. Delaney

BLOCK & LEVITON LLP

155 Federal Street, Suite 1303

Boston, MA 02110

Phone: (617) 398-5600

Fax: (617) 507-6020

Of counsel

IT IS SO ORDERED.

Daryl A. Libow (pro hac vice) SULLIVAN & CROMWELL LLP 1701 Pennsylvania Avenue, N.W.

Washington, D.C. 20006

Tel: (202) 956-7500 Fax: (202) 956-6330

Email: libowd@sullcrom.com

Richard C. Pepperman, II (pro hac vice)

Marc De Leeuw (pro hac vice)

SULLIVAN & CROMWELL LLP

125 Broad Street

New York, New York 10004

Tel: (212) 558-4000

Fax: (212) 291-9113

Email: peppermanr@sullcrom.com

deleeuwm@sullcrom.com

Attorneys for Defendants

Signed: June ___, 2012

HON. KEITH P. ELLISON

UNITED STATES DISTRICT JUDGE